

This order is SIGNED.

Dated: October 26, 2017



JOEL T. MARKER
U.S. Bankruptcy Judge



msc

Lon A. Jenkins (4060)
Tami Gadd-Willardson (12517)
Brian J. Porter (14291)
MaryAnn Bride (13146)
OFFICE OF THE CHAPTER 13 TRUSTEE
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**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

IN RE: ALLEN ANDERSEN Debtor	CASE NO: 17-20502 Chapter 13 Hon. JOEL T. MARKER
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**ORDER DISMISSING CHAPTER 13 CASE FOLLOWING
CONFIRMATION HEARING**

The Debtor filed a Chapter 13 Petition on January 24, 2017. A Notice of a Contested Confirmation Hearing was provided to all parties in interest. At the confirmation hearing held October 19, 2017 10:00 am, the Chapter 13 Trustee, appeared personally or by counsel, and other parties, if any, made their appearances on the record. Having heard the representations of the parties and recommendations of the Trustee, and having determined that all requirements for confirmation have not been met, the Court hereby ORDERS:

1. The Debtor case is hereby dismissed without prejudice.
2. The Court retains jurisdiction over the pending motion for sanctions.

3. Of the funds being held in this case, the Trustee shall pay, to the extent funds are available, the following claims in the following priority: (1) the allowed fee to the Trustee under 28 U.S.C. § 586(e); (2) adequate protection payments provided for in the proposed plan, stipulated to by the parties, or ordered by the Court; (3) allowed administrative expenses, including attorney's fees and costs in the total amount of \$2,750.00,

less any retainer on the Bankruptcy Rule 2016 statement; and (4) with the balance of such funds to be returned to the Debtor pursuant to 11 U.S.C. § 1326(a)(2) by a check made payable to the Debtor and mailed to the debtors' most recent address on file with the Bankruptcy Court.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Order was served upon all persons entitled to receive notice in this case via ECF Notification or by U.S. Mail to the following parties on 10/19/2017:

E. KENT WINWARD, ECF Notification

JEFF TROUSDALE, ECF NOTIFICATION,

/S/ Amber Britt

DESIGNATION OF PARTIES TO BE SERVED

CHAPTER 13 TRUSTEE - ECF NOTIFICATION

ALLEN ANDERSEN, 1643 EAST 6700 SOUTH , UINTAH, UT 84405

E. KENT WINWARD, ECF Notification

JEFF TROUSDALE, ECF NOTIFICATION,